

TOOL TO CONDUCT ASSESSMENT ON IMPLEMENTATION OF REGIONAL FRAMEWORK ON MIGRANT RIGHTS AND HEALTH

LEGAL ENVIRONMENT ASSESSMENT AND ASSESSMENT OF MIGRANT SENSITIVE HEALTH SYSTEMS

STRATEGIC LINES OF ACTION	YES	NO	SOURCE OF INFORMATION	STEPS TO ADDRESS GAP	COMMENTS
POLICIES AND LEGAL FRAMEWORK AFFECTING MIGRANT HEALTH PRIORITIES (Enabling Environment)					
Reinforce, review or amend national policies and legal frameworks to ensure measures are adopted to remove formal and practical obstacles that hinder or prevent the enjoyment of the right to health					
There are no measures requiring a residence permit when accessing health services.					
There are no measures requiring additional fees based on nationality or migration or residence status when accessing health services.					
There are no measures for reporting migrants in irregular status to migration authorities when accessing health services.					
There are no measures which oblige other civil servants to detect migration or residence status to provide goods and services or report irregular migrants to migration authorities					
Migrant and mobile populations access health services on the same terms and conditions as nationals with full respect for confidentiality of all users.					
Migrant and mobile populations have non-discriminatory access to HIV, STI and TB prevention, treatment and care, health services for pregnancy and other					

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communicable diseases including hepatitis.					
Migrant and mobile populations have non-discriminatory access to sexual and reproductive health services, that is, regardless of nationality and migration or residence status, equal to nationals.					
Legal provisions or policies exist to protect children's right to health, regardless of their migrant status or their parents' migrant status.					
Legal provisions or policies exist to protect children's legal recognition of the right to birth registration, regardless of the migration or residence status of the parent.					
Legal provisions or policies exist to protect the right to adequate housing, including access to water and sanitation services, without discrimination based on nationality and migration or residence status.					
Legislation on occupational safety and health, including workers' rights and protections, apply to all workers regardless of migration status.					
Legal provisions or policies exist for equal access to justice, legal aid and effective remedies by victims of discrimination, without repercussions on grounds of their residence status.					

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The principle of non-discrimination is included in immigration laws.					
Migrants who are detained by public authorities, are treated humanely and fairly regardless of their immigration status, nationality, gender, ethnicity, race, or other status and are afforded all applicable legal protection including where appropriate:					
the assistance of counsel					
gender-responsive interpreter services					
access to their consulates					
access to health needs while in detention					
protection against arbitrary detention, in accordance with international law, norms and standards					
Migrants have access to the courts, lawyers, judicial system, relevant government agencies and refugee determination procedures where requested, including the opportunity to contest removal procedures in a manner consistent with international law, standards and norms.					
Gender-sensitive human rights training (inclusive of issues on gender identity and sexual orientation) has been conducted for public officials, including personnel in the administration of justice, particularly law enforcement, and correctional institutions, as well as among health-care					

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providers, schools and migration or national security authorities.					
A gender perspective is incorporated in all national migration management policies, strategies and programmes.					
Traditional media has received training on responsible reporting and positive impacts of migration.					
Immigration officers, coast guard, customs officers have received training on appropriate referrals, customer service and human rights in relation to migrants.					
Is there any inter-agency committee addressing migration in the country?					
What is the scope and which sectors are represented? (health, finance, national security, social services, gender, foreign affairs, immigration?)					
Are there negative views of migrants in the country? If so why?					
MIGRANT SENSITIVE HEALTH SYSTEMS					
Public sector/private sector/ NGOs provide care for migrants and mobile populations in particular: (If yes state which of the 3 entities provide services)					
for persons with disabilities					
pregnant women					
people living with HIV					
tuberculosis					
malaria					

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mental health					
other chronic health conditions (indicate)					
those with physical trauma and injury					
(Others?)					
Sex Workers					
LGBTI					
Trans persons					
Are services available in the areas where migrants can access them?					
Are services available in border regions and other remote areas?					
Are there barriers to implementing extended, alternative hours or shift systems for health service delivery to accommodate migrant workers who may be unable to access services during normal working hours?					
Are services decentralized where possible?					
Are services culturally and linguistical appropriate? Have health care workers been trained in basic foreign language skills and are bilingual staff recruited where possible?					
Has cultural sensitivity training been conducted for health care providers and migrants?					
Are representatives of migrants or organisations working with migrants included in the development and implementation and monitoring of public health policy and programming?					

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